

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**CURTIS BETHEA,**  
**Plaintiff**

**v.**

**ANDREW M. SAUL, Commissioner of**  
**Social Security,**  
**Defendant**

**: No. 3:19cv37**  
**:**  
**: (Judge Munley)**  
**: (Magistrate Judge Carlson)**  
**:**  
**:**  
**:**

**ORDER**

**AND NOW**, to wit, this 20<sup>th</sup> day of December 2019, it is hereby **ORDERED**  
as follows:

- 1) The defendant's objections to the report and recommendation (Doc. 18) are **OVERRULED**;
- 2) The report and recommendation of October 29, 2019 (Doc. 17) is hereby **ADOPTED**;
- 3) The Commissioner's final decision denying plaintiff's application for benefits is **VACATED**;
- 4) The Clerk of Court is directed to enter judgment in favor of the plaintiff and against the defendant;
- 5) The Clerk of Court is also directed to remand this case to the defendant pursuant to sentence four of 42 U.S.C. § 405(g) to conduct a new administrative hearing; and
- 6) The Clerk of Court is further directed to close this case.

**BY THE COURT:**

s/ James M. Munley  
**JUDGE JAMES M. MUNLEY**  
**United States District Court**